

OSBORNE CHARGES INSPIRED, IS TALE

Whitman Secretly Ordered
Prosecution, According
to Detectaphone.

A VOICE DENOUNCED OUSTING OF RILEY

Fallon, Weeks's Assistant, Ac-
cuses Tribune Man of Having
Instrument Installed.

What purported to be the contents of the detectaphone records seized when District Attorney Weeks of Westchester found that some unknown individual, defying locks and guards, had put an instrument in his office were made public in White Plains yesterday. Conversations in the District Attorney's office said to have been heard by means of the instrument were to the effect that Governor Whitman secretly ordered Weeks to prosecute Thomas Mott Osborne.

In addition the published statements contained alleged conversations in which the voice in the District Attorney's office was represented as denouncing Mr. Whitman for ousting John B. Riley from the position of Superintendent of Prisons after having ordered him to make the investigations which resulted in charges against the warden of Sing Sing.

This matter was made public after Val O'Farrell, the detective whose agency is accused of operating the detectaphone, had defied the District Attorney of Westchester County to make public the contents of the seized books. "What if operatives from this agency did install a detectaphone in the District Attorney's office?" asked O'Farrell. "It is not a crime for a man to overhear a conversation. Weeks says he has a lot of notes of conversation, seized when the office was raided. Why does he not make them public?"

"I shall not make public anything I may have until the proper time comes. You can be sure I have received reports of a lot more conversations in the District Attorney's office and elsewhere than are contained in the notes," he says. "I do not say that they have been taken over a de-

tectaphone, or any similar instrument, but we know that they have." "Nor will I say who employed me. It was not Thomas Mott Osborne; neither was it his counsel. To say who it was would be to betray a confidence. Mr. Weeks will know all about what we have in due time. There are other things besides the trial of Mr. Osborne in which the actions of the District Attorney and his staff may be figured, and there are other persons besides Mr. Osborne who may be interested in the way things are done in Westchester County."

Up in Westchester Assistant District Attorney William J. Fallon told reporters that a member of the Tribune staff hired O'Farrell to install the detectaphone. This the reporter denied. "The statement by Assistant District Attorney Fallon that I hired the Val O'Farrell agency to install the detectaphone in Mr. Weeks's office is utterly false," he said. "I had nothing to do with the installation of the detectaphone, and do not know when or by whom it was installed."

Mr. Fallon also said that he knew that detectives had been following him for some time past, and that other detectives had been busy throughout the county checking up the moves of the prosecutors. Still others, he said, had been engaged to look up prospective jurors. He was not fearful of what they might uncover, he said.

Sheriff Ulrich Weisenburger, however, was of those who saw no joke in the matter. He made a careful search of his own office to see that no machine was concealed there, and other county offices were ransacked for similar devices, even the telephone wiring being examined to see if any wires had been tapped. It is not known how many such leaks were discovered.

Mr. Weeks said yesterday that the detectaphone incident would not cause him to ask any delay in the trial of Mott Osborne, but that other detectives had been busy throughout the county checking up the moves of the prosecutors. Still others, he said, had been engaged to look up prospective jurors. He was not fearful of what they might uncover, he said.

SEES END OF CANAL SLIDES
Panama Ditch in No Danger from Earthquakes, Says Geologist.

Washington, March 11.—The Panama Canal will not be swallowed up by an earthquake in the future and the troublesome slides now being encountered eventually will be conquered, in the opinion of Donald F. Macdonald, former canal geologist and now connected with the Federal Bureau of Mines, in an official report to the bureau made public today. While, through seismic disturbances, the earth's crust on the whole isthmus is rising at the rate of three feet every hundred years, this will only mean a little additional expense in dredging the big waterway, Mr. Macdonald says. The cause of this rising, he declares, is the sinking of the ocean bottom outside the isthmian shore waters. He says geological conditions were not sufficiently considered in the first plans for digging Culebra Cut.

50,000 GERMANS CAPTURE BAZAAR

Zeppelin, U-Boat, Wee Ap-
pam and Bernstorff Are
Cheered at Garden.

AMERICA FIRST, SAYS DR. BARUCH

Two Hundred and Eighteen
Booths Opened to Help War
Sufferers in Europe.

Thirty thousand Germans and friends of the Central Powers had jammed within the doors of Madison Square Garden at 10 o'clock last night, and without, two columns, four deep, extended up and down Madison Avenue and back on to the side streets, waiting for opportunity to gain admittance. A detail of police from half a dozen precincts held the crowds back. The occasion was the huge charity bazaar for the widows and orphans of German, Austrian, Hungarian and their Allied soldiers. It is estimated that 50,000 attended.

Though the doors had been opened at 8 o'clock, and the garden was crowded by 7 o'clock, the bazaar was not officially opened until the appearance, at 8 o'clock, of the German Ambassador, Count von Bernstorff, the Austro-Hungarian diplomat representative, Baron Ziedineck, the Turkish Consul General, Djelal Bey, the Bulgarian Minister, Stephan Panahareff, and Fire Commissioner Robert Adamson, representing the City of New York.

Escorted to the Garden by the German veterans of the Franco-Prussian War, the officers and crews of the interned Teuton boats, German Boy Scouts and the Deutscher Kriegerbund band, the diplomatic representatives received a tremendous reception.

The programme opened with "The Star-Spangled Banner," which was cheered lustily, but there was something different about the way the spectators sang "Die Wacht am Rhein," when Count von Bernstorff arose to speak, for "twas of their own fathers and brothers that they thought."

Dr. Emanuel Baruch, president of the bazaar, welcoming the diplomats, said: "We do not believe in the loyalty of any citizen to our own country who finds no place in his heart for the land of his fathers. Prove yourself worthy of your new fatherland by pro-

ving yourself worthy of your old. And let us extend a hand of friendship equally to all nations who make our own. Let us meet all the nations now in the deadly conflict with that spirit of true Americanism which opens its arms not only to all its children but to all humanity." The German Ambassador expressed sincere good wishes for the bazaar.

The bazaar itself is a giant affair, with 218 booths, arranged in artistic fashion by New York artists, among whom were Reiss, Lassing, Asanger, Korass and Funk. At one end is a picture market place with a monument of Ireland, the Palestine of Charlemagne, and at the other end is the Plaza of Peace with the monument of the first German pilgrims to the United States.

Americans will be most interested, probably, in the "Kermess," which is down in the basement. This is the amusement centre of the bazaar, and along its white way are the side shows. A Zeppelin, complete from rudder to dining room, hangs in its flight in one of the rooms while infant French aeroplanes pursue it. A duplicate of the Apenin, joy of the German hearts, is kept in another side show but it is second in interest to the U-boats that have become so powerful in the present sea warfare.

The bazaar will continue until March 23, in which time it is expected to raise \$750,000.

HARD NAMES FLY AT P. S. C. INQUIRY

Continued from page 1

Finally repeated part of what he had called Mr. Moss, and said he might have said the rest attributed to him. "What is a loafer?" asked Senator Thompson. "A person who is extremely ungentlemanly," replied the witness. "I think Mr. Moss was extremely ungentlemanly to Mr. Williams. I want to add that what made me angry were the aspersions cast on the late Mayor Gaynor by counsel this morning."

Senator Thompson then ordered the witness to apologize publicly, which he did. Then he was dismissed. Colonel Williams was as scrappy as ever when he was "called to the stand. He took on Mr. Moss again, and followed by including Senator Thompson, saying he would answer as he pleased. He did, and then he was dismissed.

"Darnable insinuation," said Mr. Moss, "and I want you to be the same way. Let's get down to business."

"A dishonest man can keep cooler than an honest man," exclaimed the fighting colonel. "Tell us what you mean by this insinuation," thundered Senator Thompson.

"That statement is general, and true, I think," said the colonel. "That you are honest and I am not," asked Mr. Moss.

"I didn't say that," said the colonel. Then Mr. Moss asked him if he had called him a few things, and Colonel Williams said he did. "I want to say, Mr. Chairman," said Mr. Moss, "that events followed one another so rapidly that it seems to me there must have been some sort of a scheme to break up the session."

This sent Colonel Williams higher than ever. "That's a damnable insinuation!" he shouted. "Were you ever a colonel?" asked Mr. Moss. "Yes; I was on Governor Hill's staff," snapped back Colonel Williams. "You command a regiment?"

"No." "That's all." Colonel Williams then went on to say that the statement made by Mr. Moss that he hoped to connect up the \$100,000 bonus to Colonel Williams with the \$1,000,000 allowed the B. R. T. for the right-of-way through the Thirty-eighth Street cut in South Brooklyn was the occasion for his anger. He said this insinuation was in all the papers.

Martin on Stand. "I said to Mr. Moss that if he gave out such a statement it was a damned lie. I say it again," he declared. Kingsley Martin, Bridge Commissioner under Mayor Gaynor, and who succeeded Mirabeau L. Towns as go-between for the Mayor and the Interborough in its negotiations for the dual subway contracts, was the first witness. He said the Mayor, early in 1910, asked him to take up transit matters. The Mayor was very much dissatisfied with the situation, he said.

"The Mayor," said Mr. Martin, "was not satisfied with conditions offered by the Interborough. He wanted the people to ride all over the city for a single fare of five cents. He wanted me to meet in the Interborough board-minded men who would make a proposition fairer to the city."

The witness, who is an engineer, told how he and an engineer named Ingersoll, also employed by the city, went over all the Interborough books.

He told of going over to Colonel Williams while the negotiations were on. This was about the time Colonel Williams wrote his famous letter saying that the Interborough had its agent office in City Hall Park and its agent was Mayor Gaynor.

"I went to Colonel Williams at the Mayor's suggestion," said the witness. "I proposed a division of territory between the B. R. T. and the Interborough. The Mayor said to me: 'This is a plan I've gotten up myself, embodying the best features of both plans.'"

Did you talk the matter over with Mr. Shonts before going to Colonel Williams?" asked Mr. Moss.

Gaynor "in collusion."

"I went to the Interborough after my visit to Colonel Williams and Mr. Shonts denounced the plan. Colonel Williams said he remembered the visit. He said that previous to the Mayor was hostile to the B. R. T., had called it a ramshackle railroad, said it didn't have the money to carry out that 'generally, we (the B. R. T.) were the scum of the earth.'"

Colonel Williams said that he doubted that the offer came in good faith. "Did you suspect the intentions of the Mayor?" asked Mr. Moss. "I remembered the old motto: 'Be wary of the Greeks bearing gifts,' he replied.

"Did you think the Mayor would not carry out his proposition?" "He and the Interborough were working in collusion."

"Well, that's rather a hard word."

"No, only wanted to be sure I understood you."

"Perhaps harmony would be the better word," said Colonel Williams, thoughtfully.

"Collusive harmony?" asked Mr. Moss. "Harmony," said Colonel Williams. The witness said he spurned the offer because he "did not want to be a party to a private deal with the Interborough and negotiate for a lesser and more selfish plan." He explained that he meant that the proposition submitted to him by Mr. Martin, who told him the proposition had been made more advantageous financially to the B. R. T.

"That plan allowed you to charge double fares with the East River ferry to single five-cent trip?" asked Mr. Moss. "Yes," said Mr. Williams.

Mr. Shonts, who followed Colonel Williams said that he never heard, until Mr. Martin testified, of a division of territory to the B. R. T.

Mr. Moss tried to get the witness to admit that after the Interborough's first two offers to build the subway with private capital had been rejected, he had reached an understanding with Mayor Gaynor for the city to help finance the building before he made the third offer, which was accepted. In this he pledged himself to spend \$84,000,000 and the Interborough was to spend \$56,000,000. All that the subway was to cost above the total of these two figures the city was to furnish. But Mr. Shonts said only say that the "possibly was an understanding."

Mr. Shonts, answering another question, said the only way he understood that the Mayor was connected with the Interborough's plan was by the facts and figures submitted by the Interborough. He said that after the second offer of the Interborough had been rejected Samuel Roca, president of the Pennsylvania; Seth Low and Morgan J. O'Brien called on him and asked that the Interborough reopen negotiations.

Morgan To Be Subpoenaed. "In the last analysis these three men were the intermediaries between us and the Public Service Commission, and they persuaded us to reenter the field," said Mr. Shonts.

He denied emphatically that he and the Mayor had agreed on a division of subway territory between the Interborough and the B. R. T. Earlier in the day Travis Whitney was called to the stand to identify a letter, unsigned, from Mr. Shonts to William R. Wilcox, then chairman of the Public Service Commission. It was a proposition to build the subway with Interborough money. It was dated March 22, 1910, a month earlier than the Shonts visit to Gaynor at St. James.

"Was that letter ever shown to any member of the Board of Estimate?" asked Senator Lawson. "Not that I know of," said the witness.

It was kept in a safe, and several references were made to it as a secret letter and to the safe as "secret archives," to all of which Mr. Whitney said that there was nothing secret about it, and that it was kept in a safe with hundreds of other letters. This letter, Mr. Whitney said, had not been made public before.

The committee will not meet again until Friday, when it holds a public hearing in the City Hall. Senator Thompson said last night that when J. P. Morgan reached this port next Saturday on the Philadelphia he would be subpoenaed.

BURY SHILLALAH MARCH 17-MAYBE

Friendly and Unfriendly
Sons to March Side by
Side—Maybe.

CARDINAL FARLEY TO REVIEW—MAYBE

Mgr. Lavelle Has Arranged
Peace, Maybe—There Will Be
No Scrimmage, Maybe.

The war is over. The unfriendly sons of St. Patrick have settled their difficulties, there'll be a parade on St. Patrick's Day, and the doves of peace will coo contentedly from a prominent position in the line of march. This is official—almost.

At the residence of Cardinal Farley last evening it was asked if an elaborate St. Patrick's Day programme, made public yesterday by the non-combatants in the St. Patrick's Day warfare, had received official sanction at the Cathedral. Charles Patrick Dunn, secretary to Monsignor Lavelle, answered:

"Has the programme been sanctioned here?" he repeated. "Sure, the war is all over and everything is settled. They had a meeting here a couple of days ago. Through the gracious intervention of Cardinal Farley and Monsignor Lavelle everything was patched up. Colonel Conley of the 68th will be grand marshal and Roderick J. Kennedy and Coroner Timothy Healy, leaders in the two factions that have been fighting, will be assistant marshals. You needn't publish the fact that the meeting was held here, as it wouldn't look well to have it known the Cardinal and Monsignor were mixing up in Ancient Order of Hibernian troubles."

At this moment Monsignor Lavelle entered the house and Mr. Dunn excused himself. After a brief conference with Monsignor Lavelle he came back. A Mistake Appears. "Seems there's a mistake somewhere. You'd better talk with Monsignor. Step in the room across the hall."

"Will Cardinal Farley review the parade St. Patrick's Day, and has he sanctioned the programme made public today by one faction of the Hibernians?" he was asked. "We don't know anything about the plans here," was the reply.

"Didn't you have a meeting here and restore peace among the Hibernians?" "This is no place to inquire about those troubles. There's been too much printed about this already."

"The Tribune has received a pro-

gramme announcing that the Cardinal will review the parade. Is that true?" "Can't you verify the fact that the Cardinal will review the parade. The Tribune does not wish to print the fact unless it is so."

"I have nothing to say," repeated the Monsignor. "Don't press me when I don't wish to talk. I'd rather you wouldn't print anything."

May Hold Two Parades. There will be one parade Friday, and maybe two. It all depends on the outcome of the court proceedings to-morrow. The programme made public yesterday was given out by Coroner Timothy Healy, leader of the non-combatants in the parade difficulties. Coroner Healy has obtained a permit from Police Commissioner Woods to "hold the parade. He also has an option on the Fifth Avenue reviewing stand from which Cardinal Farley will review the procession—if he does."

Roderick J. Kennedy, president of the New York County organization of the A. O. H., has obtained two orders from Justice Finch, one directing the Police Commissioner to show cause why a mandamus should not be issued, compelling him to give a parade to the Kennedy Hibernians; the other directing Coroner Healy to show cause why his faction should not be restrained from usurping all the applause. This will be thrashed out in court.

In the meantime, Healy, whose faction, Kennedy claims, was expelled from the parade, has perfect plans for his parade and the programme fails to show Kennedy's name as assistant marshal or bear out the statement of Charles Patrick Dunn, that peace has been declared.

POPE LIFTS FRIDAY BAN

Catholics of New York Get Dispensation for St. Patrick's Day.

The Pope has granted a special dispensation to Catholics in the New York and Newark dioceses from fast and abstinence on Friday, March 17, St. Patrick's Day. Word was received in answer to applications yesterday by Monsignor Lavelle, of the New York diocese, and the Rt. Rev. Bishop O'Connor, head of the Newark diocese. It will be announced at all masses in Catholic churches in both dioceses to-day. Meat eating is permitted at only one meal, however, owing to the observance of Lenten regulations.

BILL TO GUARD NEWSPAPERS

Will Repeal Law Requiring Publishing Owners' Names and Circulation.

Washington, March 11.—Senator Bankhead, of Alabama, chairman of the Postoffice Committee, to-day introduced a bill to repeal the law requiring editors, publishers and owners of newspapers, magazines and periodicals to file with the Postmaster General very six months sworn statements of names of editors, owners, stockholders, securities, and in the case of newspapers, sworn statements of average circulation.

Senator Bankhead said he was acting on his initiative in behalf of the small country newspapers. "The Tribune has received a pro-

PROFESSOR IN FOR ROASTING

Princeton Seniors to Burn Him in Effigy on St. Patrick's Day.

Princeton, N. J., March 11.—Plans formulated by a committee for the annual parade of Princeton Seniors on St. Patrick's day feature the burning in effigy of one of their instructors, Professor McElroy.

Students of the departments of history, politics and economics will burn in effigy their oldest recitation building, Alexander Hall, to which they have recently been removed from the more commodious rooms of McCosh Hall. Professor McElroy is head of one of the departments and is responsible for the change.

TRIBUNE WINS GREENHUT CASE

Continued from page 1

conduct on the part of the plaintiff in the conduct of its business generally." This is the injunction vacated yesterday by the decision of Justice Colahan. As a device for securing delay it served its purpose. News, as a rule, is the interest of a day; but there is a certain special kind of news which, finding no place of publication in the newspapers in general, retains its freshness until published. To this class such a proceeding as the Greenhut-Matthews sale belongs.

Aside from the matter of Mr. Adams's article, a broad principle of the control and censorship of journalism is involved in the court's decision. At the time of the first hearing Colonel Henry W. Sackett, counsel for the Tribune, said in the argument which has been upheld by Justice Colahan's decision:

"We point at the threshold of the argument to the constitutional guarantee of the liberty of the press because of its importance. This case does not merely concern the defendant, or the publishers of other newspapers in New York City. If such an injunction order as this can be sustained, there is no other outcome than the complete annihilation of the constitutional liberty of the press and of trial by jury, and in place thereof the establishment in our courts of equity of a censorship as absolute as ever existed or now exists in any of the most absolute monarchies of Europe."

"It is manifest that the attention of the justice who issued the ex parte preliminary injunction was not called to the constitutional privileges affected thereby. The defendant is entitled, as a matter of absolute right, to a denial of the injunction, even though all of the facts alleged by the plaintiff were admitted to be true."

"But the Tribune has not published and does not propose to publish false statements regarding this plaintiff, but the living truth, for what is believed to be a beneficent public purpose." The Greenhut Company has included in its injunction suit a claim for \$200,000 damages against the Tribune, alleging that the preliminary announcement of Mr. Adams's article was false and libelous. Nothing in Justice Colahan's decision inhibits the Greenhut firm from bringing any libel action whatever which their counsel deems promising upon the article itself after it is published. This publication will be made as soon as practicable.



The Big New Home of the CHANDLER in New York

THE BRADY-MURRAY MOTORS CORPORATION, on account of the overwhelming New York demand for the Chandler Six, has established a big, new, permanent home for the Chandler at the corner of 62nd Street and Broadway.

This is one of the largest and longest motor car leases ever consummated in New York. It is not only a striking demonstration of Chandler popularity in New York today; it also bespeaks the absolute certainty of the Brady-Murray Motors Corporation as to the tremendous future of the Chandler Car.

This big new Chandler Building is not in any sense of the word a temporary store—not the usual type of motor sales place that shifts and drifts up and down Broadway on short term leases.

This big new Chandler Building is an important, permanent institution on a great Broadway corner—a predominant landmark in the motor life of New York.

This big new Chandler Building houses every department of the Brady-Murray Motors Corporation, perfectly equipped and organized under one roof. It contains—

- Spacious Exhibition Rooms where you can see the various Chandler types—the latest Chandler masterpieces—
- The Service Station where every need of the motorist is met with promptness, efficiency and liberality—
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- The Used Car Department where a number of different models, not entirely new, may be had at interesting prices.

An Invitation to You
Whether or not you contemplate buying a motor car, we want you to come in and see what a real motor institution is. In case you are too busy in the daytime, come in at night. Up to and including Saturday March 18th, we shall be open in this new building every evening until eleven o'clock.

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BEACHWOOD Bungalow Plan Contest

What the Prize Plan Contest MEANS to YOU.

THE AVERAGE man in building his first home is sure to leave out some essential feature of convenience if he merely follows his own ideas. He has ideas, but no experience, consequently the finished product of his own ideas is usually not readily salable.

THE ROHDENBURG CO., Inc., last year employed an expert force of architects and draftsmen to design such houses as they believed would fulfill the popular demand. The plans thus obtained were artistic, convenient and moderate in cost of construction, but we want to go further; we want to incorporate in our plans for this year, the ideas and desires of as many Beachwood lot owners as possible. That is why we started the bungalow plan contest.

WE BELIEVE that the net result of this contest will be that the plans we offer for consideration this year will embody so many of your ideas that they will represent a higher investment value than would otherwise be possible. YOURS MAY BE THE PLAN WE SEEK. It may win one of the CASH PRIZES we are offering.

CONDITIONS OF PLAN CONTEST:

The requirements are few. The floor plan is not to exceed five (5) rooms and to contain not more than nine hundred (900) square feet, this to include porch space. Essential points will be convenience of rooms, accessibility of one to another and to the porches; screened-in bay windows, window seats, cozy corners, etc., are all important. Write and draw only on one side of the paper. Give dimensions of all rooms and porches.

Inclose name and address in sealed blank envelope. Inclose plan and above mentioned envelope in large envelope, this to be addressed to Contest Department, The Rohdenburg Co., Inc., 110 W. 40th St., N. Y. City. Do not mark name or address on plan. Architects and architectural draftsmen cannot compete.

TIME LIMIT OF CONTEST:

All sketches must be in our hands before 6 P. M. on April 15th, 1916. The merits of the plans will be judged by competent architects, whose names will be announced later.

DISTRIBUTION OF PRIZES:

The cash prizes will be distributed at 12 o'clock noon on April 25th, 1916, as follows: \$50.00 cash for the first prize, \$25.00 cash for the second prize, \$15.00 cash for the third prize, and \$10.00 cash for the fourth prize. Also \$2.00 each to the 6 next best contestants.

EXHIBITION OF PLANS:

The various plans submitted in this contest will be exhibited at the New York offices of the Rohdenburg Co., Inc., during the course of this contest. If you are interested in building at Beachwood this summer, do not fail to visit our offices during the time of this contest and get the benefit of the clever ideas that are sure to come to us through this means.

This bungalow plan contest is only one of a number of ideas that The Rohdenburg Co., Inc., has conceived for the advancement of its building business at Beachwood. We are the largest builders at Beachwood and have built the majority of houses there. If you are interested in Beachwood you are interested in what we are doing. The new plans and ideas that we are collecting are expensive to us. The list of Beachwood lot owners is now enormous and we will keep in touch only with those who send us their requests. You will be interested from time to time in hearing what we have to say. A card to us will put you on our mailing list.

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